

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MOBIUS MANAGEMENT SYSTEMS, INC., :
: Plaintiff,
v. : C.A. No. 05-346 SLR
: ACARTUS, INC., and EMC CORPORATION :
: Defendant.

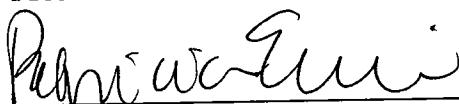
NOTICE OF DEPOSITION

TO: Mary B. Graham, Esquire
Morris, Nichols, Arsh & Tunnell
1201 North Market Street
Wilmington, DE 19899-1347

G. Mark Edgerton, Esquire
Choate, Hall & Stewart LLP
Two International Place
Boston, MA 02110

PLEASE TAKE NOTICE that, pursuant to Fed. R. Civ. P. 30, plaintiff Mobius Management Systems, Inc. will take the deposition of defendants, by Jeffrey Cowen, before a notary public or other officer authorized by law to administer oaths, at the offices of Choate, Hall & Stewart LLP, Two International Place, Boston, Massachusetts, on November 21, 2006, beginning at 9:00 a.m.

PROCTOR HEYMAN LLP



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Dated: October 25, 2006

CERTIFICATE OF SERVICE

Patricia L. Enerio, Esquire, hereby certifies that on October 25, 2006, copies of the foregoing Notice of Deposition were served upon the following:

VIA E-FILING

Mary B. Graham, Esquire
James W. Parrett, Jr., Esquire
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Patricia L. Enerio (# 3728)